

1 Magistrate Judge Brian A. Tsuchida  
2  
3  
4  
5  
6  
7  
8  
9

10 UNITED STATES DISTRICT COURT FOR THE  
11 WESTERN DISTRICT OF WASHINGTON  
12 AT SEATTLE  
13  
14

15 IN THE MATTER OF THE SEIZURE OF  
16

17 Apple iPhone 11, Apple iPad, Apple MacBook  
18 Pro, SanDisk, branded 16GB thumb drive, and  
19 Unbranded USB 3.0 thumb drive  
20  
21

22 NO. 22-mc-00060-SKV  
23  
24

25 GOVERNMENT'S  
26 MOTION TO UNSEAL REDACTED  
27 SEIZURE WARRANT, RELATED  
28 MATERIALS AND [PROPOSED]  
ORDER  
29

30 The United States of America, by and through Nicholas W. Brown, United States  
31 Attorney for the Western District of Washington, and Martha A. Paluch, Assistant United  
32 States Attorney, who was conditionally admitted and qualified to practice as an attorney  
33 in the Western District of Washington as of June 24, 2022, requests entry of an order  
34 unsealing the seizure warrant, application, and affidavit in support ("seizure related  
35 materials") filed in the above captioned matter. The Court previously directed that the  
36 seizure warrant related materials be sealed at the government's request.

37 The law provides that seizure warrant related materials may remain under seal  
38 during the pendency of an investigation. *See United States v. Custer Battlefield Museum*,  
39 658 F.3d 1188, 1192-93 and 1196 (9th Cir. 2011). In addition, the government may seek  
40 an order continuing to maintain the materials under seal even after the return of an  
41 indictment or the closure of an investigation based on compelling reasons. *Id.* at 1195.

Those reasons can include the need to (1) protect the identity and safety of witnesses, (2) protect the integrity of other investigations, (3) avoid risk of flight, tampering with witnesses, or destruction of evidence, (4) protect a national security concern, (5) protect a matter occurring before the grand jury, (6) protect victims, or (7) protect the safety of the target of the investigation.

Upon review of the files in this matter, the seizure warrant was executed, all defendants have been arrested and have appeared in the District of Colorado, and the government has determined there is no longer a compelling reason to maintain the materials under seal and respectfully requests entry of the attached order.

DATED this 28th day of July 2022.

Respectfully submitted,

NICHOLAS W. BROWN  
United States Attorney

s/ Martha A. Paluch  
MARTHA A. PALUCH  
Assistant United States Attorneys  
Chief, Economic Crimes  
United States Attorney's Office  
District of Colorado  
1801 California Street, Suite 1600  
Denver, CO 80202  
(303) 454-0353  
E-mail: [Martha.paluch@usdoj.gov](mailto:Martha.paluch@usdoj.gov)